

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1918 of 1986

For Approval and Signature:

Hon'ble MR.JUSTICE R.A.MEHTA

=====

1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

1 to 5: No

BHANABHAI MITHABHAI UMRIGAR

Versus

GUJARAT STATE ROAD TRANSPORT CORPORATION

Appearance:

MR HK RATHOD for Petitioner

MR MD PANDYA for Respondent No. 1

NOTICE SERVED for Respondent No. 2, 3, 4

CORAM : MR.JUSTICE R.A.MEHTA

Date of decision: 19/03/98

ORAL JUDGEMENT

1. The petitioner has prayed that the adverse remarks for the years 1982, 1983 and 1984 in his CR may be set aside and he may be directed to be given promotion with retrospective effect from 1985.

2. The petitioner has already retired from service.
This petition was filed in 1986. On going through the

remarks and the challenge made in the petition, it is clear that there is no case for interference under Article 226 of the Constitution. The Court cannot set aside the remarks in Confidential Reports which have been made by the person who would be conversant with the work of the employee. It is not possible for the High Court under Article 226 of the Constitution to undertake re-examination of such remarks.

3. In the result, the petition is dismissed. Rule discharged.

mhs/-